

STATE OF TENNESSEE

PUBLIC CHAPTER NO. 169

SENATE BILL NO. 1647

By Gresham, Barnes, Overbey, Crowe, Marrero

Substituted for: House Bill No. 1346

By McManus, Fincher, Odom, Evans, Naifeh, Maddox, Lollar, Todd, Faulkner, Camper, Jim Cobb, Rowland, Carr, Yokley, Bell, Floyd, Hardaway, Larry Miller, Coley, Matheny, Richardson, Ulysses Jones, Moore, Maggart, Shaw, John Deberry, Curt Cobb, Harmon, Phillip Johnson, Ferguson, Mumpower, Eldridge, Shipley, Curtiss, Fitzhugh, Coleman, Litz, Curtis Johnson, Mike Turner, Casada, Sontany, Shepard, Barker, Tidwell, Bass, Harrison, McCormick, Lundberg, Montgomery, Harwell, Watson, Harry Brooks, Kevin Brooks, Hensley, Rich, Niceley, Weaver, Campfield, Hill, Halford, Brown, McDonald, Bone, Dean, Ford, Hawk, Stewart, Windle, Sargent, Favors, Towns, Hackworth, Ramsey, Fraley, Swafford, Kelsey, Dunn, Cooper, Pruitt, Gilmore, Pitts, McDaniel, Lynn, Ty Cobb, Haynes, Lois DeBerry, Mr. Speaker Williams

AN ACT to amend Tennessee Code Annotated, Section 4-1-406, relative to certain members of the armed services who die in the line of duty.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF TENNESSEE:

SECTION 1. Tennessee Code Annotated, Section 4-1-406, is amended by designating the current language as subsection (a) and by adding the following language, to be designated as subsection (b):

(b)(1) As used in this subsection (b), "member of the armed services" or "member" means a Tennessee citizen within a Tennessee National Guard unit that is called into active military service of the United States, as defined in § 58-1-102, who is stationed outside the United States during hostilities in which military personnel are entitled to combat compensation as determined by the United States Department of Defense.

(2) If a member of the armed services dies in the line of duty, then the adjutant general's office shall notify the governor or the governor's designee.

(3) In any month in which one or more death notifications are provided pursuant to subdivision (b)(2), the governor shall proclaim a day of mourning to honor the deceased member or members and shall order the state flag to be flown at half-staff over the State Capitol during such day of mourning.

(4) The names of all members of the armed services for whom a day of mourning is declared pursuant to subdivision (b)(3) shall be recorded in the Journal of the Senate and in the Journal of the House of Representatives.

SECTION 2. This act shall take effect upon becoming a law, the public welfare requiring it.

PASSED: April 23, 2009



RON RAMSEY
SPEAKER OF THE SENATE



KENT WILLIAMS, SPEAKER
HOUSE OF REPRESENTATIVES

APPROVED this 7th day of May 2009



PHIL BREDESEN, GOVERNOR